ESTTA Tracking number: **ESTTA7678**Filing date: **04/16/2004** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding                | 91153683                                                                                                                                                                                          |  |
|---------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Party                     | Plaintiff UNIVERSAL CITY STUDIOS, INC.                                                                                                                                                            |  |
| Correspondence<br>Address | CHISTOPHER C. LARKIN SEYFARTH SHAW 2029 CENTURY PARK EAST SUITE 3300 LOS ANGELES, CA 90067-3063                                                                                                   |  |
| Submission                | STIPULATION FOR SUSPENSION OF PROCEEDINGS AND BRIEFING SCHEDULE ON OPPOSER'S MOTIONS FOR LEAVE TO AMEND ITS NOTICE OF OPPOSITION AND FOR SUMMARY JUDGMENT ON NEWLY-PLEADED GROUNDS FOR OPPOSITION |  |
| Filer's Name              | Chirstopher C. Larkin                                                                                                                                                                             |  |
| Filer's e-mail            | clarkin@la.seyfarth.com                                                                                                                                                                           |  |
| Signature                 | /Christopher C. Larkin/                                                                                                                                                                           |  |
| Date                      | 04/16/2004                                                                                                                                                                                        |  |
| Attachments               | 2004-04-16 Stipulation for Suspension.pdf ( 3 pages )                                                                                                                                             |  |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Application Serial No. 76/295,515 Published in the Official Gazette on June 18, 2002

UNIVERSAL CITY STUDIOS LLLP,

Opposer,

v.

VALEN BROST,

Applicant.

Opposition No. 91153,683

#### **CERTIFICATE OF ONLINE FILING**

I hereby certify that on April 16, 2004, this paper is being filed online with the U.S. Patent and Trademark Office before the Trademark Trial and Appeal Board.

Eleanor Elko

# STIPULATION FOR SUSPENSION OF PROCEEDINGS AND BRIEFING SCHEDULE ON OPPOSER'S MOTIONS FOR LEAVE TO AMEND ITS NOTICE OF OPPOSITION AND FOR SUMMARY JUDGMENT ON NEWLY-PLEADED GROUNDS FOR OPPOSITION

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for opposer Universal City Studios, LLLP ("Opposer") and applicant Valen Brost ("Applicant"), as follows:

- 1. This action is suspended pursuant to Rule 2.117 of the Trademark Rules of Practice pending the Board's decisions on opposer's motions for leave to amend its notice of opposition and for summary judgment on the newly-pleaded grounds for opposition; and
- 2. Applicant shall have until May 3, 2004 to file and serve his opposition to Opposer's motion to amend and until May 19, 2004 to file and serve his opposition to Opposer's motion for summary judgment, and Opposer shall have until June 6, 2004 to file and serve its reply papers on its motion to amend and until June 22, 2004 to file and serve its reply papers on its motion for summary judgment.

|                       | Respectfully submitted,                                                                        |
|-----------------------|------------------------------------------------------------------------------------------------|
| Dated: April 16, 2004 | SEYFARTH SHAW LLP  By:                                                                         |
| ,                     | Christopher C. Larkin Joan Kupersmith Larkin Attorneys for Opposer UNIVERSAL CITY STUDIOS LLLP |
| Dated: April 15, 2004 | WATSON ROUNDS                                                                                  |
|                       | By:  Kenneth N. Caldwell  Attorneys for Applicant  VALEN BROST                                 |
|                       |                                                                                                |

### **CERTIFICATE OF SERVICE**

I hereby certify that on April 16, 2004, I served the foregoing Stipulation for Suspension of Proceedings and for Briefing Schedule on Opposer's Motions for Leave to Amend Its Notice of Opposition and for Summary Judgment on Newly-Pleaded Grounds for Opposition on the applicant by depositing a true copy thereof in a sealed envelope, postage prepaid, in First-Class U.S. mail addressed to applicant's counsel as follows:

Kenneth R. Caldwell, Esq. Watson Rounds 5371 Kietzke Lane Reno, NV 89511-1448

Eleanor Elko